

IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF MISSOURI
WESTERN DIVISION

UNITED STATES OF AMERICA,)	
	)	No. _____
Plaintiff,)	
	)	COUNT ONE: 18 U.S.C. § 245(b) (2) (B)
	)	and §2
	)	(BOTH DEFENDANTS)
	)	Interference with Federally
v.	)	Protected Activities
	)	NMT: 10 Years Imprisonment
	)	\$250,000 Fine
	)	Three Years Supervised Release
	)	Class C Felony
)	
)	
GARY EYE,	)	COUNT TWO: 18 U.S.C.
[DOB: XX/XX/1986],	)	§924(c) (1) (a) (iii), and §2
	)	(BOTH DEFENDANTS)
and	)	Use or Discharge of Firearm During
	)	Crime of Violence
	)	NLT: 10 Years Imprisonment
STEVEN SANDSTROM	)	(consecutive)
[DOB: XX/XX/85]	)	NMT: \$250,000 Fine
	)	Five Years Supervised Release
Defendants.	)	Class A Felony
)	
)	
	)	COUNT THREE: 18 U.S.C. §245(b) (2) (B)
	)	and §2
	)	(BOTH DEFENDANTS)
	)	Interference with Federally
	)	Protected Activities
	)	NMT: Life Imprisonment or Death
	)	\$250,000 Fine
	)	Five Years Supervised Release
	)	Class A Felony
)	
)	
	)	COUNT FOUR: 18 U.S.C.
	)	§924(c) (1) (a) (iii), (j) (1) and §2
	)	(BOTH DEFENDANTS)
	)	Use or Discharge of Firearm During
	)	Crime of Violence Causing Murder
	)	NLT: 25 Years Imprisonment
	)	(consecutive if convicted of
	)	Count Two)
	)	NMT: Life Imprisonment or Death

) \$250,000 Fine
) Five Years Supervised Release
) Class A Felony
)
)
) COUNT FIVE: 18 U.S.C. §1512(a)(1)(C)
) and §2 (BOTH DEFENDANTS)
) Tampering with a Witness
) NMT: Life Imprisonment or Death
) \$250,000 Fine
) Five Years Supervised Release
) Class A Felony
)
)
) COUNT SIX: 18 U.S.C.
) §924(c)(1)(a)(iii), (j)(1) and §2
) (BOTH DEFENDANTS)
) Use or Discharge of Firearm During
) Crime of Violence Causing Murder
) NLT: Twenty-five Years Imprisonment
) (consecutive if convicted of
) Count Two)
) NMT: Life Imprisonment or Death
) \$250,000 Fine
) Five Years Supervised Release
) Class A Felony
)
)
) COUNT SEVEN: 18 U.S.C. §1519
) (BOTH DEFENDANTS)
) Obstruction of Justice
) NMT: Twenty Years Imprisonment
) \$250,000 Fine
) Three Years Supervised Release
) Class C Felony
)
)
) COUNT EIGHT: 18 U.S.C. §844(h)(1)
) (BOTH DEFENDANTS)
) Use of Fire to Commit a Felony
) NMT: Ten Years Imprisonment
) (Consecutive to Count Seven)
) Three Years Supervised Release
) Class C Felony
)
)
)
)

) COUNT NINE: 18 U.S.C. §1513(b) (2)
) (STEVEN SANDSTROM)
) NMT: Ten Years Imprisonment
) \$250,000 Fine
) Three Years Supervised Release
) Class C Felony
)
) \$100 Special Assessment Each Count

I N D I C T M E N T

THE GRAND JURY CHARGES THAT:

COUNT ONE

On or about March 9, 2005, in Kansas City, Jackson County, in the Western District of Missouri, defendants, GARY EYE and STEVEN SANDSTROM, while aiding and abetting one another, did willfully, by force and threat of force, attempt to injure, intimidate and interfere with William McCay, an African-American man, by shooting at him with a firearm, because of William McCay's race and color, and because he was and had been enjoying a facility provided and administered by a subdivision of the State of Missouri, namely, the public streets provided and administered by the City of Kansas City, in and around 9th Street and Spruce Avenue. The commission of this offense included the use of a dangerous weapon.

All in violation of Title 18 United States Code Section 245(b) (2) (B) and Section 2.

COUNT TWO

On or about March 9, 2005, in Kansas City, Jackson County, in the Western District of Missouri, defendants, GARY EYE and STEVEN SANDSTROM, while aiding and abetting one another, knowingly used, carried, and discharged; and caused to be used, carried, and discharged, a firearm, namely a .22 caliber revolver, during and in relation to a crime of violence for which they may be prosecuted in a court of the United States, that is, the offense charged in Count One of the indictment and incorporated herein by reference.

All in violation of Title 18 United States Code Section 924(c) (1) (A) (iii) and Section 2.

COUNT THREE

On or about March 9, 2005, in Kansas City, Jackson County, in the Western District of Missouri, defendants, GARY EYE and STEVEN SANDSTROM, while aiding and abetting one another, did willfully, by force and threat of force, injure, intimidate and interfere with William McCay, an African-American man, by shooting him with a firearm, because of William McCay's race and color, and because he was and had been enjoying a facility provided and administered by a subdivision of the State of Missouri, namely, the public streets provided and administered by the City of Kansas City, in and around 9th Street and Brighton

Avenue. The commission of this offense involved the use of dangerous weapon and resulted in the death of William McCay.

All in violation of Title 18 United States Code Section 245(b) (2) (B) and Section 2.

COUNT FOUR

On or about March 9, 2005, in Kansas City, Jackson County, in the Western District of Missouri, defendants, GARY EYE and STEVEN SANDSTROM, while aiding and abetting one another, knowingly used, carried, and discharged; and caused to be used, carried, and discharged, a firearm, namely a .22 caliber revolver, during and in relation to a crime of violence for which they may be prosecuted in a court of the United States, that is, the offense charged in Count Three of this indictment and incorporated herein by reference. In committing this offense, defendants, GARY EYE and STEVEN SANDSTROM, caused the death of William McCay through the use and discharge of said firearm. The death of William McCay involved circumstances constituting murder as defined in Title 18, United States Code, Section 1111, in that defendants GARY EYE and STEVEN SANDSTROM unlawfully killed William McCay willfully, deliberately, and with premeditation and malice aforethought.

All in violation of Title 18 United States Code Sections 924(c) (1) (A) (iii), (j) (1); and Section 2.

COUNT FIVE

On or about March 9th, 2005, in the Western District of Missouri, the defendants, GARY EYE and STEVEN SANDSTROM, while aiding and abetting one another, did knowingly kill William McCay with the intent to prevent William McCay from communicating to a law enforcement officer of the United States information related to the commission or possible commission of a federal offense, that is, the interference with his free exercise and enjoyment of a right secured to him by the laws and the Constitution of the United States; namely, his right to the use and enjoyment of a public facility, the public streets provided and administered by the City of Kansas City, Missouri, free from intimidation based upon race and color, all in violation of Title 18, United States Code Section 1512(a)(1)(C) and Section 2.

COUNT SIX

On or about March 9, 2005, in Kansas City, Jackson County, in the Western District of Missouri, defendants, GARY EYE and STEVEN SANDSTROM, while aiding and abetting one another, knowingly used, carried, and discharged; and caused to be used, carried, and discharged, a firearm, namely a .22 caliber revolver, during and in relation to a crime of violence for which they may be prosecuted in a court of the United States, that is, the offense of charged in Count Five of this indictment and

incorporated herein by reference. In committing this offense, defendants, GARY EYE and STEVEN SANDSTROM, caused the death of William McCay through the use and discharge of said firearm. The death of William McCay involved circumstances constituting murder as defined in Title 18, United States Code, Section 1111, in that defendants GARY EYE and STEVEN SANDSTROM unlawfully killed William McCay willfully, deliberately, and with premeditation and malice aforethought.

All in violation of Title 18 United States Code Section 924(c) (1) (A) (iii), (j) (1); and Section 2.

COUNT SEVEN

On or about March 9th, 2005, in Kansas City, Jackson County, in the Western District of Missouri, defendants, GARY EYE and STEVEN SANDSTROM, while aiding and abetting one another, knowingly destroyed, concealed and covered up a tangible object, namely a 2003 Red Dodge Intrepid (VIN #2B3HD56G33H534636), with the intent to impede, obstruct, and influence the possible investigation of a matter and matters within the jurisdiction of a department or agency of the United States.

All in violation of Title 18 United States Code Section 1519; and Section 2.

COUNT EIGHT

On or about March 9th, 2005, in Kansas City, Jackson County, in the Western District of Missouri, defendants, GARY EYE and STEVEN SANDSTROM, while aiding and abetting one another, knowingly used fire to commit a felony prosecutable in a court of the United States, namely the offense charged in Count Seven of this indictment and incorporated herein by reference.

All in violation of Title 18 United States Code Section 844(h) (1); and Section 2.

COUNT NINE

On or about July 31, 2005, in Kansas City, Jackson County, in the Western District of Missouri, defendant STEVEN SANDSTROM did knowingly engage in conduct and thereby threatened to cause bodily injury to another person with the intent to retaliate against that person for information relating to the commission or possible commission of a Federal offense given by that person to a law enforcement officer. All in violation of Title 18 United States Code Section 1513(b) (2) .

All in violation of Title 18, United States Code, Section 1513(b) .

A TRUE BILL.

DATE

FOREPERSON OF THE GRAND JURY

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